

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

In Re: AUTOMOTIVE PARTS ANTITRUST LITIGATION	:	Master File No. 12-md-02311 Honorable Marianne O. Battani
THIS DOCUMENT RELATES TO:	:	END-PAYOR PLAINTIFFS, AUTO
All Actions	:	DEALER PLAINTIFFS, THE
	:	STATE OF FLORIDA, AND THE
	:	CITY OF RICHMOND’S
	:	<i>EX PARTE</i> MOTION FOR
	:	EXTENSION OF PAGES
	:	
	:	
	:	

Pursuant to Local Rule 7.1(d)(3), End-Payor Plaintiffs, Auto Dealer Plaintiffs, the State of Florida, and the City of Richmond (the “Moving Plaintiffs”), through their attorneys listed below, respectfully request that the Court grant them leave to file a single reply brief of no more than twenty-five pages in response to five of the briefs filed by Defendants in opposition to Moving Plaintiffs’ Motion to Coordinate All Actions In MDL 2311 (MDL Dkt. No. 703) in lieu of filing five separate replies at seven pages each.¹

¹ A group calling themselves the “Deferred Defendants” also filed a response in opposition to the Moving Plaintiffs’ Motion to Coordinate. (*See* Dkt. No. 713). The Deferred Defendants presented the unique argument that their respective actions should be severed from this Automotive Parts Antitrust Litigation and transferred to another judge. Since this particular response raised issues and arguments distinct and unique from the other five filed responses, the Moving

In support of their *ex parte* motion, the Moving Plaintiffs state that a total of six briefs were filed in response to the Moving Plaintiffs' Motion, five of which are relevant to this *ex parte* motion. (See MDL Dkt. Nos. 708, 710, 712, 714 and 715). There are many issues and arguments common to those five responses that the Moving Plaintiffs would prefer to address in a single reply. These issues and arguments are essential to this Court's complete evaluation of its Motion to Coordinate All Actions in MDL 2311. It would better serve the interests of judicial economy and the interests of the parties if the Moving Plaintiffs were permitted to file a single reply brief of no more than twenty-five pages in lieu of filing five separate reply briefs of seven pages each wherein the common issues and arguments would otherwise need to be segregated amongst those five reply briefs.

WHEREFORE, the Moving Plaintiffs respectfully request that the Court grant them leave to file one reply brief of twenty pages in response to the five response briefs identified above.

Respectfully submitted,

Dated: June 1, 2014

Frank C. Damrell, Jr.

Frank C. Damrell, Jr.

Steven N. Williams

Plaintiffs shall file a separate reply to the Deferred Defendants' response that will not exceed the page limits identified in the Local Rules.

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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

In Re: AUTOMOTIVE PARTS
ANTITRUST LITIGATION

:
: Master File No. 12-md-02311
: Honorable Marianne O. Battani
:

THIS DOCUMENT RELATES TO:

All Actions

:
: **[PROPOSED] ORDER**
: **GRANTING END-PAYOR**
: **PLAINTIFFS, AUTO DEALER**
: **PLAINTIFFS, THE STATE OF**
: **FLORIDA, AND THE CITY OF**
: **RICHMOND’S *EX PARTE***
: **MOTION FOR EXTENSION OF**
: **PAGES**
:

This matter having come before the Court on End-Payor Plaintiffs, Auto Dealer Plaintiffs, the State of Florida, and the City of Richmond’s (the “Moving Plaintiffs”) *Ex Parte* Motion for Extension of Pages, the matter having been reviewed, and the Court being fully advised in the premises:

IT IS HEREBY ORDERED that the Moving Plaintiffs’ Motion is **GRANTED**. The Moving Plaintiffs may file a single reply not to exceed twenty pages to the five responses identified in the Moving Plaintiffs’ *ex parte* motion.

IT IS SO ORDERED.

Date: _____

/s/ _____
MARIANNE O. BATTANI
UNITED STATES DISTRICT JUDGE